

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

\*\*\*\*\*  
DONALD E. SULLIVAN \*  
Plaintiff, \*  
v. \*  
RAYTHEON COMPANY, \*  
Defendant. \*  
\*\*\*\*\*

FILED  
17 FEB 23 P 3 45  
CIVIL ACTION  
NO: 04-10045-MLW  
BBO NO. 198580  
DISTRICT OF MASS.

**PLAINTIFF'S ASSENTED MOTION TO ENLARGE TIME  
WITHIN WHICH TO RESPOND TO DEFENDANT'S  
MOTION TO DISMISS AND FOR SUMMARY JUDGMENT**

The plaintiff, Donald E. Sullivan ("Sullivan"), moves to enlarge the time within which to respond to Defendant's Motion to Dismiss and for Summary Judgment for the following reasons:

1. Counsel for Sullivan received a copy of Defendant's Motion to Dismiss and for Summary Judgment on February 10, 2004.
2. The Motion, Memorandum, and other materials submitted consist of numerous pages, which will require sufficient time to respond.
3. Counsel for Sullivan will be out of the Commonwealth of Massachusetts for the month of March.
4. Counsel for Sullivan is scheduled to begin a trial on April 5, 2004.

5. Counsel for Sullivan is scheduled to begin a trial on April 12, 2004.

6. Counsel for Sullivan is scheduled to begin a trial on April 15, 2004.

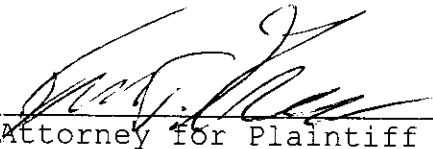
7. Counsel for the defendant, Raytheon Company ("Raytheon"), assents to Sullivan's Motion to Enlarge the time to Respond to Defendant's Motion to Dismiss and for Summary Judgment but only to April 15, 2004.

Wherefore, Sullivan, through counsel, moves that the time to respond to Defendant's Motion to Dismiss and for Summary Judgment be enlarged to April 15, 2004.

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1(A) (2)**

I, Frederick T. Golder certify that I conferred with James F. Kavanaugh, Jr., Esquire, counsel for Raytheon, in good faith to resolve or narrow the issues with respect to this motion.

By his attorney,

  
\_\_\_\_\_  
Attorney for Plaintiff  
Frederick T. Golder  
BBO #198580  
P.O. Box 232  
Lynnfield, MA 01940  
(781) 334-4284

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document was served upon the attorney for each other party by mail (by hand) on 2/26/2004

  
\_\_\_\_\_  
Frederick T. Golder

**GOLDER & GOLDER**  
ATTORNEYS AND COUNSELLORS AT LAW  
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LYNNFIELD, MASSACHUSETTS 01940  
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FILED  
CLERK'S OFFICE  
FEB 23 P 3:45

February 20, 2004

RECEIVED  
DISTRICT OF MASS.

Kathleen Boyce, Docket Clerk  
John Joseph Moakley  
U.S. Courthouse  
One Courthouse Way  
Room 5110  
Boston, MA 02210

RE: Sullivan v. Raytheon Company  
C.A. NO. 04-10045-MLW

Dear Ms. Boyce:

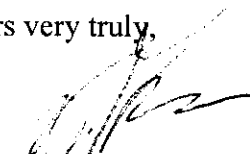
On February 18, 2004, I filed a Motion to Enlarge time to Respond to Defendant's Motion to Dismiss and for Summary Judgment. There appears to be a misunderstanding as to that Motion, and after conferring with counsel for Defendant Raytheon, I want to withdraw that Motion to Enlarge and substitute that with the following two motions:

1. Plaintiff's Assented Motion To Enlarge Time Within Which To Respond To Defendant's Motion To Dismiss And For Summary Judgment.
2. Plaintiff's Motion To Enlarge Time Within Which To Respond To Defendant's Motion To Dismiss And For Summary Judgment Until After The Court Rules On Plaintiff's Motion To Remand.

If anything further is required, kindly advise.

Thank you for your courtesy in this matter.

Yours very truly,



Frederick T. Golder

FTG/rn  
Enclosures

C: James F. Kavanaugh, Jr., Esquire  
Mr. Donald E. Sullivan